

# House Study Bill 582 - Introduced

HOUSE FILE \_\_\_\_\_

BY (PROPOSED COMMITTEE  
ON JUDICIARY BILL BY  
CHAIRPERSON BALTIMORE)

## A BILL FOR

1 An Act relating to the assessment of court costs under the  
2 probate code.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 633.31, Code 2014, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. 4. An assessment of court costs under this  
4 section shall not exceed one thousand dollars per case.

5 Sec. 2. Section 633.672, Code 2014, is amended to read as  
6 follows:

7 **633.672 Payment of court costs in conservatorships.**

8 1. No order shall be entered approving an annual report of  
9 a conservator until the court costs which have been docketed  
10 have been paid or provided for.

11 2. An assessment of court costs under this section shall not  
12 exceed one thousand dollars per case.

13 3. The court may, upon application, enter an order waiving  
14 payment of the court costs in indigent cases. However, if the  
15 conservatorship subsequently becomes financially capable of  
16 paying any waived costs, the conservator shall immediately pay  
17 the costs.

18 Sec. 3. Section 633.673, Code 2014, is amended to read as  
19 follows:

20 **633.673 Court costs in guardianships.**

21 1. The ward or the ward's estate shall be charged with the  
22 court costs of a ward's guardianship, including the guardian's  
23 fees and the fees of the attorney for the guardian.

24 2. An assessment of court costs under this section shall not  
25 exceed one thousand dollars per case.

26 3. The court may, upon application, enter an order waiving  
27 payment of the court costs in indigent cases. However, if the  
28 ward or ward's estate becomes financially capable of paying any  
29 waived costs, the costs shall be paid immediately.

30 **EXPLANATION**

31 The inclusion of this explanation does not constitute agreement with  
32 the explanation's substance by the members of the general assembly.

33 This bill limits an assessment of court costs under Code  
34 chapter 633 (probate code), including court costs awarded in  
35 conservatorships and guardianships, to \$1,000 per case.